

*JFW*

<b>TRANSMITTAL LETTER</b> (General - Patent Pending)				Docket No. 112701-586	
In Re Application Of: Riviere et al.					
Application No. 10/802,865	Filing Date March 18, 2004	Examiner Unknown	Customer No. 29157	Group Art Unit 1761	Confirmation No. 5444
<b>Title:</b> <b>FROZEN DESSERT, PROCESS FOR PRODUCING IT AND CONTAINER FOR PACKAGING AND DISTRIBUTING IT</b>					
<u>COMMISSIONER FOR PATENTS:</u>					
Transmitted herewith is:  Change of Correspondence Address (1 page) (duplicate); Power of Attorney to Prosecute Applications Before the USPTO (1 page) (duplicate); Statement Under 37 CFR 3.73(b) (1 page) (duplicate); and Return Receipt Postcard  in the above identified application.  <input checked="" type="checkbox"/> No additional fee is required. <input type="checkbox"/> A check in the amount of _____ is attached. <input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <b>02-1818</b> as described below. <div style="margin-left: 40px;"><input type="checkbox"/> Charge the amount of _____ <input checked="" type="checkbox"/> Credit any overpayment. <input checked="" type="checkbox"/> Charge any additional fee required.</div> <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. <b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>					
_____ <i>Signature</i>			Dated: March 10, 2005		
<b>Robert M. Barrett (30,142)</b> <b>Bell, Boyd &amp; Lloyd LLC</b> <b>P.O. Box 1135</b> <b>Chicago, IL 60690-1135</b>			<div style="font-size: small;">I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on <b>March 10, 2005</b> (Date) <div style="text-align: center;"> Signature of Person Mailing Correspondence <b>Heather Foster</b> Typed or Printed Name of Person Mailing Correspondence</div></div>		
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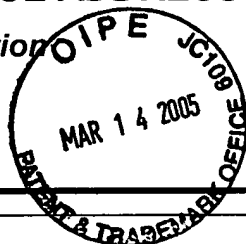
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Application Number

10/802,865

Filing Date

March 18, 2004

First Named Inventor

Riviere et al.

Art Unit

1761

Examiner Name

Unknown

Attorney Docket Number

112701-586

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Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).



Attorney or Agent of record. Registration Number

30,142



Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number

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Telephone

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NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

\*Total of 2 forms are submitted.

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**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Nestec S.A.

Application No./Patent No.: 10/802,865

Filed/Issue Date: March 18, 2004

Entitled: **FROZEN DESSERT, PROCESS FOR PREPARING IT AND CONTAINER FOR PACKAGING AND DISTRIBUTING IT**

Nestec S.A., a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by percentage) of its ownership interest is \_\_\_\_\_ %  
in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 015113, Frame 0335, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

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The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
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☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original assignment document (s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Signature

Robert M. Barrett

Printed or Typed Name

Attorney of Record

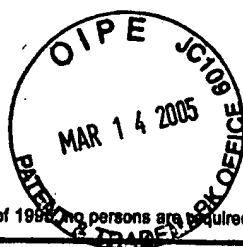
Title

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312-807-4204

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**POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO**

I hereby appoint:

☒ Practitioners associated with the Customer Number:

29157

OR

☐ Practitioner(s) named below (If more than ten patent practitioners are to be named, then a customer number must be used):

Name	Registration Number

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

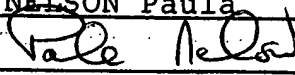
Assignee Name and Address:

Nestec S.A.  
Avenue Nestlé 55  
CH-1800 Vevey  
Switzerland

A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

**SIGNATURE of Assignee of Record**

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Name	NELSON Paula		
Signature		Date	12 JAN. 2005
Title	Vice President	Telephone	

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